IN THE CIRCUIT COURT OF THE 17TH JUDICIAL CIRCUIT IN AND FOR BROWARD COUNTY, FLORIDA CASE NO.

PEDRO DIJOLS, as candidate for the Broward County Judge Circuit Group 3,

Plaintiff/Petitioner,

٧.

MARDI ANNE LEVEY a/k/a MARDI LEVEY COHEN, as candidate for Broward County Judge Circuit Group3, DR. BRENDA C. SNIPES, in her official capacity as Supervisor of Elections for Broward County, Florida, BROWARD COUNTY CANVASSING BOARD, and BERNARD ISAAC BOBER, as candidate for Broward County Judge Circuit Group 3,

Defendants/Respondents.

08041912



COMPLAINT

Plaintiff, PEDRO DIJOLS, as candidate for Broward County Judge Circuit Group 3, pursuant to § 102.168, Fla. Stat., and Florida common law, files this action to remove Defendant, MARDI ANNE LEVEY a/k/a MARDI LEVEY COHEN, from the Broward County Judge Circuit Group 3 election ballot and states:

Relief Sought and Jurisdiction

- 1. This is an action which seeks to remove and disqualify Defendant, MARDI ANNE LEVEY a/k/a MARDI LEVEY COHEN, as a candidate from the election ballot in Broward County Judge Circuit Group 3 pursuant to § 102.168, Fla. Stat. (2008).
- 2. Jurisdiction is appropriate in the circuit court pursuant to § 26.012 and § 102.168, Fla. Stat. (2008), Article V Section 5(b) of the Florida Constitution and Rule 9.030(c)(3) of the Florida Rules of Appellate Procedure.

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3. Venue is proper in Broward County, Florida, pursuant to § 47.011, Fla. Stat. (2008) because the cause of action arose in Broward County, Florida.

<u>Parties</u>

- 4. Plaintiff, PEDRO DIJOLS, was a candidate for Circuit Judge in Broward County, seeking election in Circuit Group 3.
- 5. Defendant, MARDI ANNE LEVEY a/k/a MARDI LEVEY COHEN, is a Candidate for Circuit Judge in Broward County, seeking also election in Circuit Group 3.
- 6. Defendant, DR. BRENDA C. SNIPES ("DR. SNIPES"), is the Supervisor of Elections for Broward County, Florida. DR. SNIPES is responsible for the conduct of elections in Broward County and for carrying out applicable provisions of the Florida Election Code (Chapters 97 through 106, Florida Statutes).
- 7. Defendant, BROWARD COUNTY CANVASSING BOARD, is responsible for certifying election results and conducting statutorily mandated recounts and is an indispensible party to this action pursuant to § 102.168, Fla. Stat. (2008).
- 8. Defendant, BERNARD ISAAC BOBER, is a candidate for Circuit Judge in Broward County, also seeking election in Circuit Group 3, and as a "successful candidate" in the August, 2008 primary, is an "indispensable party" to this action pursuant to Section 102.168, Fla. Stat. (2008).

Events Giving Rise to this Action

9. In 2005, PEDRO DIJOLS, after a distinguished career as a statewide prosecuting attorney and state attorney, was appointed to the Circuit Bench of the 17th Judicial Circuit Court, by then Governor Jeb Bush and has been serving since his appointment in 2005.

- 10. Under the Florida Constitution, PEDRO DIJOLS, as an appointed judge, was required to run for re-election.
- 11. Two candidates elected to enter the race and challenge PEDRO DIJOLS: BERNARD ISAAC BOBER, a Broward County Public Defender; and MARDI ANNE LEVEY, an attorney who practices law under the name "Mardi Levey Cohen" and/or "Mardi L. Cohen."

MARDI ANNE LEVEY Failed to Run Under the Name by Which She Conducts Private and Official Business

- 12. Under Florida election law, a candidate is required to run under the name by which he or she transacts private and official business. See Planas v. Planas, 937 So. 2d 745 (Fla. 3d DCA 2006), citing Division of Election Opinion 86-06 and C.J.S. Elections § 161. MARDI ANNE LEVEY has willfully failed to abide by this requirement, and is in violation of Florida election law.
- 13. MARDI ANNE LEVEY conducts both her private affairs and official business under the name, "Mardi Levey Cohen" and/or "Mardi L. Cohen."
- 14. MARDI ANNE LEVEY worked at the State Attorney's Office from 2002 through 2006. While working at the State Attorney's office, MARDI ANNE LEVEY transacted business as "Mardi L. Cohen." Copies of her Resume, Employment Application, Commitment to Employ, Oath of Loyalty, and Letter of Resignation are attached hereto as composite Exhibit "A."
- 15. Moreover, copies of her W2 forms for the years 2002, 2003, 2004, 2005 and 2006, attached hereto as composite Exhibit "B," conclusively demonstrate that MARDI ANNE LEVEY transacted her private affairs and official business as "Mardi L. Cohen."

- 16. After leaving the State Attorney's Office, MARDI ANNE LEVEY went into private practice, practicing as "Mardi L. Cohen," and naming her firm "Law Office of Mardi L. Cohen, P.A." A print out of her firm's website and its 2008 Annual Report is attached hereto as composite Exhibit "C."
- 17. MARDI ANNE LEVEY's social security card, a copy of which is attached hereto as Exhibit "D," reads "Mardi L. Cohen."
- 18. In 2006, COHEN ran unsuccessfully for Circuit Court Judge under the name "Mardi Levey Cohen." A print out of the 2006 Candidate Tracking System and a copy of a mailing from her unsuccessful 2006 campaign are attached as composite Exhibit "E."
- 19. Computer searches of websites such as Google, Yahoo, Broward County Public Records, and State of Florida-Official Records provide no indication that MARDI ANNE LEVEY has used her maiden name, "Levey," since her marriage to her husband Judge Dale Cohen over twenty years ago.
- 20. MARDI ANNE LEVEY did not file a petition to change her name prior to entering the race for the Group 3 judicial seat. A copy of the Certificate of the Clerk verifying this information is attached as Exhibit "F."
- 21. In the current issue of the Florida Bar Journal, as well as on the Florida Bar Website, the name MARDI ANNE LEVEY is not listed. Copies from the Florida Bar Journal, the Florida Bar Website, and her Florida Bar membership card are attached as composite Exhibit "G." Mardi Levey Cohen is listed in the Florida Bar Journal at the address used by MARDI ANNE LEVEY for this election. See Exhibit "H".

- 22. Notwithstanding the fact that MARDI ANNE LEVEY conducted her private affairs and official business as "Mardi L. Cohen" or "Mardi Levey Cohen" for over twenty years, she appeared on the August 2008 ballot as "MARDI ANNE LEVEY," as demonstrated on the print out of the 2008 Candidate Tracking System, attached hereto as Exhibit "H."
- 23. The candidate has a valid Florida driver's license under the name of Mardi Levey Cohen as evidenced by the printout from the State of Florida Department of Highway Safety and Motor Vehicles attached hereto as Exhibit "I".

Procedure Regarding Recount of August 2008 Election Results

- 24. After the initial election results, BERNARD ISAAC BOBER came in first, receiving approximately 38% of the votes. The race for second, however, was extremely close. PEDRO DIJOLS and MARDI ANNE LEVEY both received approximately 30% of the votes. The "unofficial" vote count revealed that only 111 votes separated the two candidates.
- 25. Because the 111 vote difference between PEDRO DIJOLS and MARDI ANNE LEVEY resulted in a victory of less than ½ of 1%, a mandatory recount was conducted in accordance with § 102.141(7), Fla. Stat. on Saturday, August 30, 2008.
- 26. The results of the mandatory recount on Saturday August 30, 2008 dictated that a manual recount be performed in accordance with § 106.166(1), Fla. Stat. on Sunday, August 31, 2008.
- 27. Section 102.166(5)(a), Fla. Stat., provides the procedures by which the county canvassing board and parties must follow during the manual recount process.

 Under the statute, the county canvassing board appoints counting teams of at least two

electors who are joined by the candidates' representatives. In addition, the statute prohibits a candidate from being a member of the counting team. The Code of Judicial Conduct prohibits a sitting judge from endorsing any candidate. Canon 7 (A)(1)(b) of the Code of Judicial Conduct.

Impropriety Surrounding the Recount

- 28. MARDI ANN LEVEY attended the first stage of the recount at the Broward County Supervisor of Election's Office. She did not record her appearance as MARDI ANNE LEVEY. Instead, on the sign-in sheet, she recorded her appearance under the name "Mardi Cohen," but identified herself as "candidate." A copy of the August 30, 2008, sign-in sheet is attached as Exhibit "J."
- 29. The candidate on the ballot, however, was "Mardi Anne Levey," not "Mardi Cohen." The candidate's confusion regarding her own name is highly indicative of the confusion among the voters of Broward County as to who was actually running for the Group 3 judicial seat.
- 30. MARDI ANNE LEVEY'S husband, Dale Cohen, a circuit court judge in Broward County, joined her and recorded his appearance on the sign-in sheet as "Judge." See Exhibit "J."
- 31. On August 31, 2008, MARDI ANNE LEVEY and her husband attended the second stage of the recount proceedings the manual recount. This time, Judge Dale Cohen, signed in as an "observer." A copy of the August 31, 2008, sign-in sheet is attached as Exhibit "K." MARDI ANNE LEVEY did not list her appearance as "Mardi Cohen" as she did the previous day, but signed in as "Mardi Levey." She did not identify herself as a candidate.

- 32. During the manual recount proceedings, Judge Dale Cohen improperly participated in the proceedings as an observer for the Defendant, MARDI ANNE LEVEY, a/k/a MARDI L. COHEN, by sitting before the counting team as they reviewed the ballots deemed questionable. Furthermore, he Judge Cohen sat before the canvassing board during their review of contested or questionable ballots. This impropriety was further exacerbated by the fact that two of the three members of the canvassing board reviewing the ballots are colleagues of Judge Dale Cohen as sitting county court judges in the 17th Judicial Circuit and again Judge Cohen acted as the designated observer during the process before the canvassing board.
- 33. Although not a candidate in the election, as a sitting Broward County circuit court judge, Judge Dale Cohen's participation in the manual recount proceedings was in direct violation of Canon 7 (A)(1)(b) of the Code of Judicial Conduct, which prohibits a sitting judge from publicly endorsing another candidate for office. It is also a violation of Canons 2(A) and 2(B) which require that a judge promote the impartiality of the judiciary and not let familial relationships influence the judge's conduct. There is also a strong indicia of misconduct on the part of the candidate, MARDI ANNE LEVEY, who was present in the public audience while her husband, Judge Cohen, was observing the canvassing board review of contested ballots.
- 34. Judge Dale Cohen's participation in the recount is not the only instance where MARDI ANNE LEVEY has misused the power of her husband's office for personal gain. "Mardi Levey Cohen" has recently been the subject of a Florida Bar investigation for alleged violations of the Rules Regulating the Florida Bar regarding her inclusion of a picture of her husband, Judge Dale Cohen, in his judicial robe on her firm

website in an effort to advertise her law practice. See Report of Minor Misconduct attached hereto as Exhibit "L."

35. This matter is currently pending and undoubtedly prompted MARDI ANNE LEVEY to change her name on the ballot in an effort to avoid public scrutiny.

The Results

- 36. The manual recount resulted in BERNARD ISAAC BOBER receiving 36,729 votes (38.32%), MARDI ANNE LEVEY receiving 29,599 votes (30.88%) and PEDRO DIJOLS receiving 29,527 votes (30.80%). The canvassing board thereafter certified the election results.
- 37. Plaintiff, PEDRO DIJOLS, lost the second position and the right to participate in the November run off by 72 votes. In accordance with the Florida Constitution, MARDI ANNE LEVEY is slated to face BERNARD ISAAC BOBER in the general election in November. However, MARDI ANNE LEVEY must be removed from the November ballot due to her intentional violation of Florida election law and her willful deception of the voters of Broward County.
- 38. MARDI ANNE LEVEY's improper use of her husband's office is also grounds to invalidate the election results. Rather than acting as a neutral, disinterested party, as is required by Canon 7 (A)(1)(b) of the Code of Judicial Conduct, Judge Dale Cohen participated in the manual recount proceedings by acting as an observer during his colleague's screening of "over and under votes" and as an observer on behalf of his wife, Mardi Anne Levey (not Marty Cohen), before the BROWARD COUNTY CANVASSING BOARD.

39. If MARDI ANNE LEVEY was not permitted to be on the ballot due to her violation of election law, or if her actual name, "Mardi Levey Cohen" or "Mardi L. Cohen," was on the ballot, the election results undoubtedly would have been different.

Count I - Violation of § 102.168(b), Fla. Stat.

- 40. Plaintiff, PEDRO DIJOLS realleges and reavers paragraphs 1 through 39 as though fully set forth herein.
- 41. Under § 102.168, an election may be contested by an unsuccessful candidate also running for the same position if he or she establishes one or more of the following:
 - (a) Misconduct, fraud, or corruption on the part of any election official or any member of the canvassing board sufficient to change or place in doubt the result of the election;
 - (b) Ineligibility of the successful candidate for the nomination or office in dispute;
 - (c) Receipt of a number of illegal votes or rejection of a number of legal votes sufficient to change or place in doubt the result of the election;
 - (d) Proof that any elector, election official, or canvassing board member was given or offered a bribe or reward in money, property, or any other thing of value for the purpose of procuring the successful candidate's nomination or election or determining the result on any question submitted by referendum.

§ 102.168(3)(a)-(b).

- 42. MARDI ANNE LEVEY engaged in misconduct by appearing on the August ballot as "MARDI ANNE LEVEY" and not as "Mardi Levey Cohen" or "Mardi L. Cohen," which is the name by which she transacts private and official business.
- 43. MARDI ANNE LEVEY further engaged in misconduct by misusing the office of her husband, Judge Dale Cohen, in having him participate in the statutorily

mandated recount conducted on August 30, 2008 and the statutorily mandated manual recount on August 21, 2008, in violation of the Code of Judicial Conduct.

44. Moreover, MARDI ANNE LEVEY was ineligible to run for the Group 3 judicial seat as that is not the name by which she transacts private and official business.

WHEREFORE, the Plaintiff, PEDRO DIJOLS, respectfully requests that this Honorable Court enter an Order:

- A. Finding that Defendant, MARDI ANNE LEVEY, while seeking election in Circuit Group 3, adopted a name by which she has not transacted private and official business;
- B. Finding that Defendant, MARDI ANNE LEVEY, by adopting a name by which she has not transacted private and official business, has not acted in good faith and for honest purposes;
- C. Finding that Defendant, MARDI ANNE LEVEY, is disqualified from candidacy in Circuit Group 3;
- D. Instructing Defendant, DR. BRENDA C. SNIPES, to remove Defendant,
 MARDI ANNE LEVEY, as a candidate in Circuit Group 3;
- G. Granting such further relief as this Court deems just, reasonable and proper.

Count II - Petition for Writ of Mandamus

- 45. Petitioner, PEDRO DIJOLS, realleges and reavers paragraphs 1 through 39 as though fully set forth herein.
- 46. Pursuant to Rule 9.100, PEDRO DIJOLS, respectfully petitions this court for a writ of mandamus (1) compelling DR. SNIPES and/or the BROWARD COUNTY

CANVASSING BOARD to take MARDI ANNE LEVEY off the November 2008 ballot, and (2) compelling the BROWARD COUNTY CANVASSING BOARD to recertify the election and allow PEDRO DIJOLS to participate in the run off against BERNARD ISAAC BOBER in the November election.

- 47. This court has jurisdiction to issue a writ of mandamus under Article V Section 5(b) of the Florida Constitution and Rule 9.030(c)(3) of the Florida Rules of Appellate Procedure. Mandamus is the proper remedy as (1) the duty to remove MARDI ANNE LEVEY from the November ballot is a ministerial duty; (2) recertification of the election results is also a ministerial duty.
- 48. The nature of the relief sought by this petition is a wit of mandamus compelling the DR. SNIPES, as the supervisor of elections, and/or the BROWARD COUNTY CANVASSING BOARD, to remove MARDI ANNE LEVEY from the November ballot due to her failure to comply with Florida election law, and further, compelling the BROWARD COUNTY CANVASSING BOARD to recertify the election and awarding PEDRO DIJOLS the second seat enabling him to participate in the November run off.
- 49. The will of the electorate must be protected, so must the sanctity of the ballot and the integrity of the election. *Matter of Protest Election Returns and Absentee*, 707 So.2d 1170 (Fla. 3d DCA1998). Courts cannot ignore fraudulent conduct which is purposefully done to foul the election or corrupt the ballot. *Id.* Because MARDI ANNE LEVEY failed to use the name by which she transacts private and official business in running for the Group 3 judicial seat, she has violated Florida election law and

participated with her husband and circuit court judges in violation of the judicial canons.

Thus, MARDI ANNE LEVEY should be removed from the November ballot.

WHEREFORE PEDRO DIJOLS seeks a writ of mandamus compelling to DR. BRENDA SNIPES and/or the BROWARD COUNTY CANVASSING BOARD to remove MARDI ANNE LEVEY as a candidate in the Group 3 election in November 2008.

Count III - Action for Declaratory Judgment

- 50. Defendant, PEDRO DIJOLS realleges and reavers paragraphs 1 through 39 as though fully set forth herein.
- 51. This is a declaratory action pursuant to §§ 86.011 et seq. There is a bona fide, actual, present practical need for the declaration PEDRO DIJOLS seeks.
- 52. PEDRO DIJOLS seeks a declaration as to his rights, status, powers, and privileges with respect to the actions of MARDI ANNE LEVEY.
- 53. Specifically, PEDRO DIJOLS seeks to obtain a declaration from this Court that MARDI ANNE LEVEY is not a properly qualified candidate for the Group 3 judicial seat based on her violation of Florida election law by running under a name by which she does not transact either private or official business
- 54. The declaration sought pertains to a present, ascertainable state of facts or controversy involving those facts.
- 55. PEDRO DIJOLS has an actual and present interest in the subject matter of this action as MARDI ANNE LEVEY secured the second and only remaining seat for the for the Group 3 judicial seat election in November 2008. Had MARDI ANNE LEVEY not secured this seat, it would have secured by PEDRO DIJOLS.

- 56. The parties having an actual or adverse interest in the subject matter of this action are parties herein.
- 57. PEDRO DIJOLS is in need of a declaration as to whether MARDI ANNE LEVEY violated Florida election laws, and thus his rights, status, immunities, powers and/or privileges relative to the primary election for the Group 3 judicial seat.
- 58. PEDRO DIJOLS is entitled to have all issues resolved as to his rights, status, immunities, powers, and/or privileges pursuant to Florida election law relative to the Group 3 judicial election.

WHEREFORE, Plaintiff PEDRO DIJOLS requests entry of a declaratory judgment that Defendant MARDI ANNE LEVEY is not a properly qualified candidate for the Group 3 election seat, grant a hearing pursuant to Chapter 86 of the Florida Statutes, as well an award of costs and such further relief as this Court deems just and proper.

Count II - Petition for Writ of Quo Warranto

- 59. Petitioner, PEDRO DIJOLS, realleges and reavers paragraphs 1 through 39 as though fully set forth herein.
- 60. Pursuant to rule 9.100, PEDRO DIJOLS, respectfully petitions the court for a writ of quo warranto directed to the Respondents, DR. BRENDA SNIPES and the BROWARD COUNTY CANVASSING BOARD.
- 61. This Court has jurisdiction to issue a writ of quo warranto under Article V section 5(b) of the Florida Constitution, and rule 9.030(c)(3) of the Florida Rules of Appellate Procedure. It "is available for the purpose of determining the title or right to a public office and to oust an incumbent who has unlawfully usurped or intruded into the

office or is unlawfully holding it," See Maloney v. Kirk, 212 So. 2d 609, 618 (Fla. 1968).

- 62. Because MARDI ANNE LEVEY has violated election law and has used her husband's office for an improper purpose, she has unlawfully usurped or intruded into the November 2008 run off, and Petitioner, PEDRO DIJOLS, is rightfully entitled to be a candidate in the Group 3 judicial election in November 2008.
- 63. For these reasons, PEDRO DIJOLS respectfully submits that the court should issue a writ of quo warranto.

WHEREFORE PEDRO DIJOLS seeks a writ of quo warranto removing Respondent, MARDY ANNE LEVEY, as a candidate in the Group 3 election in November 2008.

Respectfully Submitted,

CONRAD & SCHERER, LLP

Counsel for Plaintiff

633 South Federal Highway

Fort Lauderdale, FL 33301

Telephone: (Facsimile: .(

(954) 462-5500 (954) 462-9244

Jahllen III

WILLIAM R. SCHERER, JR. Florida Bar No. 169454

-and-

BRUCE S. ROGOW

500 E. Broward Blvd. - Suite 1930

Fort Lauderdale, FL 33394

Telephone: (954) 767-8909

Facsimile: (954) 764-1530

Mardi L. Cohen, Esq.

Education

1979 - 1983 University of Florida, Gainesville, FL Bachelor of Science in Psychology

1984-1986 University of Florida, College of Law **Juris Doctor Degree**

Professional experience

1990 - Present Law Offices of Dale C. Cohen Ft. Lauderdale, Florida Attorney-At-Law

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- General criminal defense trial practice.
- Prepared appeals in civil and criminal cases.
- Appointed Special Public Defender in several appeals.
- Collections.

1987-1989 Florida Attorney General's Office West Palm Beach, FL. Assistant Attorney General, Criminal Appeals Division

Prepared briefs, motions and oral arguments for criminal appeals in all state and federal courts.

1986-1987 Boose, Casey, Ciklin, et al, Clerkship

West Palm Beach, FL

- Researched and prepared memoranda on legal issues.
- Provided trial support.
- Admitted to Practice
- US District Court, Southern District of Florida
- US Court of Appeals, Eleventh Circuit
- Community Invoivement

Served as a board member for the following community service organizations:

National Council of Jewish Women, Weston Section, 1994 - 1998

Central Park Elementary School, Parent Teacher Association, 1998-present

Plantation Middle School, School Advisory Council, 2000 - present

Plantation Middle School, School Advisory Forum, 2000 - present





State of Florida

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ELECTIVE SERVICE SYSTEM REGISTRATION		
Il males between the ages of 18 and 26 must be registered with the Selective Service System or exempted.		
YOU ARE A MALE BETWEEN THE AGES OF 18 AND 26, DO YOU HAVE PROOF OF REGISTRATION		
TITH THE SELECTIVE SERVICE SYSTEM OR EXEMPTION FROM SUCH REGISTRATION?	YES	□ио
CERTIFICATION		
I am aware that any omissions, falsifications, misstatements, or misrepresentations above may disqualify me hired, may be grounds for termination at a later date. I understand that any information I give may be investigated as allowed about my ability, employment history, and fitness for employment by employers, schools, law enforcement agencies, investigators, personnel staff, and other authorized employees of Florida state government for employment purposes. This my employment if I am hired. I understand that applications submitted for state employment are public records except as my knowledge and belief all of the statements contained herein and on any attachments are true, correct, complete, an	by law. I consent to the and other individuals consent shall continue	release of information and organizations to to be effective during
SIGNATURE: MAIN A PARTY.	11/30/01	



MICHAEL J. SATZ STATE ATTORNEY

SEVENTEENTH JUDICIAL CIRCUIT OF FLORIDA

BROWARD COUNTY COURTHOUSE

201 S.E. SIXTH STREET

FORT LAUDERDALE, FLORIDA 33301-3360

PHONE (954) 831-6955

February 22, 2002

Mardi L. Cohen

RE: COMMITMENT TO EMPLOY

Dear Ms. Cohen;

This letter is to offer you a position as an Assistant State Attorney with this office to commence employment on March 1, 2002.

As an Assistant State Attorney in our County Court Unit, you will be remunerated in the amount of Thirty-five thousand nine hundred and thirty-one dollars (\$35,931.00) with a three month probationary period.

Please be advised, that inherent in your acceptance of this offer is your agreement to a three (3) year commitment with this office.

If this is acceptable to you, kindly execute the original copy of this letter on the signature line and return it to this office to my attention.

We look forward to a mutually rewarding and satisfying working relationship.

Sincerely,

RALPH J. RAY, JR.

Chief Assistant State Attorney

RJR,Jr.:vbp

Offer of Commitment Accepteds.

OATH OF LOYALTY

STATE OF FLORIDA COUNTY OF Broward

I, Mardi L. Cohen, a citizen of the State of Florida and of the United States of America, and being employed by or an officer of the State Attorney and a recipient of public funds as such employee or officer, do hereby solemnly swear or affirm that I will support the Constitution of the United States and of the State of Florida.

Signature

ride L. Chen

The foregoing document was acknowledged before me on this day of Muck, ADM, by Mardi L. Cohen who is personally known to me or who has produced Muck Muck These as identification, and who did take this oath.

THE STATES

Commission Expires:

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Mardi Q. Cohen

April 16, 2006

Mr. Michael J. Satz State Attorney Seventeenth Judicial Circuit of Florida 201 S.E. 6th Street Fort Lauderdale, FL 33301

Dear Mr. Satz,

I am writing to you today to officially tender my resignation from the Broward County State Attorney's Office effective April 30, 2006.

I do so with great sadness as I never thought that I would leave such a great office. Nonetheless, I have reached a crossroads in my life and must take over my husband's private practice due to his appointment to the bench.

I cannot say enough wonderful things about the State Attorney's Office, about the people I have worked with in my years of service to the county, and especially about the professional manner in which you have led this office. Through my experiences at the State Attorney's Office I have gained both personally and professionally and for this I will always be indebted to you and to this office. It is my hope that we will stay in touch as I begin this new chapter in my life.

Sincerely,

Mardi L. Cohen

Randi L. Whore

A Control Number	Payroll ORG CODE	Intradept		T				
7760 01/08 B. Employer's !	121-50-17-0 Number	3-000 00000	<u> </u>	1 Wages, Tips	5. Other Compens		2 Federal la	3,170.60
C. Employer's Name, Addre	ss, and Zip Code	-		3 Social Secu	rity Wages		4 Social Se	curity Tax Withheld
State of Florida	à				29,865	.95		1,851.69
Tom Gallagher, Chief Financial Officer 200 E Gaines Street			5 Medicare Wages and Tips 29,865.95			6 Medicare Tax Withheld 433.06		
Tallahassee, F	lorida 32399 -	- 0356		7 Social Secur	ity Teps	***************************************	8 Allocated	Tips
D. Employee's Social Securit	y Number	-		9 Advance ElC	Payment		10 Depende	ent Care Benefits
B. Chipayjou's courteme, in	., Last Name	······································		11 Nonqualifie	d Plans		C	truction for Box 12 20.25
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WAGE AND TAX STATEMENT

Dept. of the Treasury - Internal Revenue Service

Copy ${\bf B}$ To Be Filed With Employee's FEDERAL Tax Return This Information is being furnished to the Internal Revenue Service

A. Control Number Payroll ORG CODE Intradept No		
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Tallahassee, Florida 32399 - 0356	7 Social Security Tips	å Allocated Tips
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E. Enipoyogo S cubi iranis, ivii, sino Last Name	11 Nonqualified Plans	12A See Instruction for Box 12 C 20.25
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	14 Other 125 178.80	120
Employee's Address and Zip Code		12E
	ncome Tax 18 LocalWages, Tips, etc. 19 Lo	cal income Tex 20 Locally Name

WAGE AND TAX STATEMENT

2002

Copy C For EMPLOYEE'S RECORDS (See Notice to Employee on back of Copy B) AA 227 Rev. 11/18/2002

This information is being furnished to the Internate required to file a tax return, a negligence pube imposed on you if this income is texable and Dept. of the Treasury — Internate



A Control number Payroll organization code lightedepartment numb	er ·	
7705 01/08 21-50-17-03-000 0000002000		
B Employer's identification number	1 Wages, tips, other compensation 38,634.84	2 Federal Income tax withheld 4,048.99
C Employer's name, address, and zip code	3 Social security wages	4 Social security tax withheld
State of Florida	38,634.84	2,395.36
Tom Gallagher, Chief Financial Officer	5 Medicare wages and lips	6 Medicare lax withheld
200 E Gaines Street	38,634.84	560.21
Tallahassee, Florida 32399 – 0356	7 Social security tips	8 Allocated tips
D. Employee's social security number	9 Advance EtC payment	10 Dependent care benefits
	11 Nonqualified plans	12A See instruction for box 12
	11 Nonquainteu piatis	C 33.40
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MARDI L COHEN	14 Other 125 214.56	126
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W-2 WAGE AND TAX 2003		OMB NO. 1545 • 0008

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STATEMENT Copy C For EMPLOYEE'S RECORDS (See Notice to Employee on back of Copy B) AA327 Rev. 09/26/2003

WAGE AND TAX

This information is being furnished to the internal Revenue Service II you are required to file a lax return, a negligence penalty or other senotion may be imposed on you if this income is taxable and you fail to report it Dept. of the Treasury - Internal Revenue Service

Dept. of the Treasury - Internal Revenue Service

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C. Employer's name, address, and zip code State of Florida		3 Social sea	curily wages 43,954	.60	4 Socia		tax withheld 2,725.19
Tom Gallagher, Chief Financial 200 E Gaines Street	5 Medicare	wages and lips 43,954		6 Medicare tax withheld 637.34			
Tallahassee, Florida 32399 – 03	356	7 Social sec	ourly tips		8 Alloca	aled lips	-
D Employee's social security number		9 Advance I	EIC payment		10 Dep	endent ce	re benefils
E Linguage , nd last name		11 Nonquali	,		C	instruction	on for box 12 43.56
MARDI L COHEN		13 Statutory employee 11 Other 125	Retirement plan (2)	3id-Parly sick pay	12B 12C		, , , , , , , , , , , , , , , , , , ,
F. Employee's oddress and zip code 15 State Employer's state ID number 16 S	State wages, tips, etc. 17 State	Income fax	18 Localwages	, tips, etc. 19	Local incom	e tax	20 Locality name
WAGE AND TAX	2004	. D	ent, of the	Treasury	– Inte	nal Re	OMB NO. 1545 - 0008

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STATEMENT Copy C For EMPLOYEE'S RECORDS (See Notice to Employee on back of Copy B) AA427 Rev 09/15/2004

This information is being furnished to the internal Revenue Service. If you are required to file a tax retuin, a negligence penalty or other sanction may be imposed on you if this income is taxable and you fail to report if Dept. of the Treasury - Internal Revenue Service

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8 Employer's identification number			1 Wages, t	ips, other comp 48,563		2 Fede	nel incon	ne tax withheld 5,345.96
C .Employer's name, address, and zip code		·····	3 Social se	curity wages		4 Socia	d securit	y lax withheld
State of Florida				48,563.	35	333,		3,010.93
Tom Gallagher, Chief Finance	ial Officer		5 Medicare	wages and tips		6 Medic	are lax v	vithheld
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MARDI L COHEN			13 Statutory employee	Relisement plan X	3rd-Pany sick pay	128 12C		30.71
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This information is being furnished to the Internal Revenue Service

A. Control number Payroll organization 8982 01/12 21-50-17-			
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Tom Gallagher, Chief Finar 200 E Gaines Street	cial Officer	5 Medicare wages and tips 48,563.35	6 Medicare tex withheld 704.17
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W-2 WAGE AND	TAX 2005	Thus reference have a bound trans	OMB NO 1545 - 000

WAGE AND TAX 2005

Copy C For EMPLOYEE'S RECORDS (See Notice to Employee on back of Copy B)

AA527 Rev 09/21/2005

This information is being furnished to the Internal Revenue Service. If you are required to tile a tax return, a negligence pensity or other senction may be imposed on you if this income is taxable and you fall to report it.

Dept. of the Treasury — Internal Revenue Service

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1 Wages, lips, other compensation 20,040.08	2 Federal income tax withhold 2,441,34		
3 Social security wages . 20,040.08	4 Social security tax withheld 1,242.48		
5 Medicare wages and tips 20,040.08	6 Medicare tax withheld 290.58		
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STATEMENT Copy B To Be Filed With Employee's FEDERAL Tax Return This information is being furnished to the Internal Revenue Service

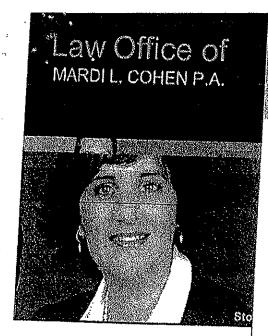
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STATEMENT CODY C For EMPLOYEE'S RECORDS (See Notice to Employee on back of Copy B) AA627 Rev 11/30/2006

This information is being furnished to the Internal Revenus Service. If you are required to file a tax return, a negligence penalty or other sanction may be imposed on you if this income is taxable and you talk to report it.

Dept. of the Treasury - Internal Revenue Service

Dept. of the Treasury – Internal Revenue Service



KOMMON MANUALION

Main office location -600 S. Andrews Avenue, Suite 600 Ft. Lauderdale, FL 33301 Tel: 954-476-9100

Second location -7805 S.W. 6th Court Plantation, FL 33324 (located in the Frank, Black & Weinberg Building) Tel: 954-476-9100

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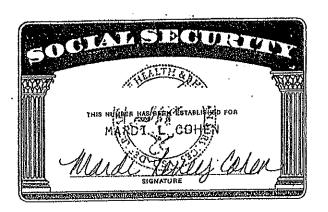
2008 FOR PROFIT CORPORATION ANNUAL REPORT

FILED Apr 04, 2008 8:00 am Secretary of State

DOCUMENT # P06000063319



1. Entity N	Entity Name AW OFFICE OF MARDI L. COHEN, P.A.					04-04-200	8 90022	026 ***1	50.00
600 S, AN Suite 600	lace of Business IDREWS AVE) DERDALE, FL 33301	Mailing Address 600 S. ANDREWS AV SUITE 600 FORT LAUDERDALE,	_		400)59001		Bu 14(84 F1689 490)	lir fi kyn ez in Lund
2. Principa	Place of Business - No P.O. Box #	3. Mailing Address							
Sulte. Ap	Suite, Apt. #, etc. Suite, Apt. #, etc.		- <u> </u>		04022008 Chg-P		CR2E034 (12/06)		6)
City & St	ale	City & State			4. FEI Num 11-37	ber 78327			Applied For Not Applicable
Zip	Country	Zip	Country		5. Cortilicat	e of Status Desired		\$8.75 A	Additional
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SIGNATURE	e named entity submits this statement to attorn of pagistered agent. Stratus, have a place rare of regulation agent at the name of page 18 \$ 160.00	the purpose of changing its Line Associate. (bot) 9. Election Campa	S registered office E noursered Aptol von Ign Financing	######################################	May Be	olh, in the State of Fi	Florida. I an		
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Candidate Tracking System

2006 General Election

Circuit Judge Circuit 17 Group 58

Mardi Levey Cohen

Address 7805 SW 6th Court Plantation, FL 33324

Phone:

Campaign Treasurer Sherl Schultz 1000 South Pine Island Road, Suite 440 Plantation, FL 33324

Status: Defeated

Date Filed: 06/26/2006

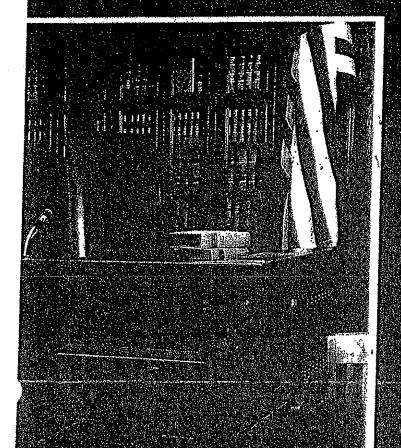
Date Qualified: 07/18/2006

Method:

Campaign Finance Activity



TARDILEVEY COHEN ...



The RIGHT
Experience
to Fill
This Chair

Marci

for Circuit Court Judge Group 58

W.6th Count ion "FL 33824

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US Feetings
Stand
Historic Historic

IN THE CIRCUIT COURT OF THE 17th JUDICIAL CIRCUIT IN AND FOR BROWARD COUNTY, FLORIDA

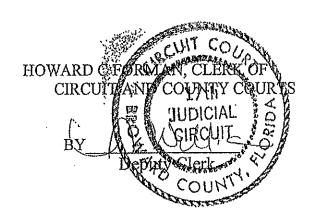
STATE OF FLORIDA) SS COUNTY OF BROWARD) SS

CERTIFICATE OF THE CLERK

I hereby certify that a search of the records under my custody and control has been made for the period of Aug 2004__ to __9-02-08_, and that said records fail to disclose any Civil/Family actions in this court.

Mardi Levey Cohen

DATED THIS 3rd DAY OF September 2008



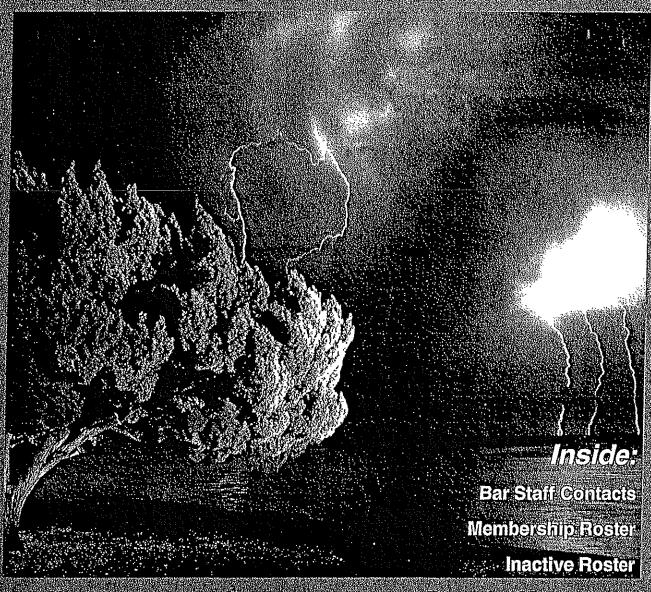


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Inside the Bar

Find a Lawyer

Mardi Levey Cohen

Member in Good Standing

Eligible to practice in Florida

ID Number:

- 689424

Address:

Law Office of Mardi L. Cohen, P.A.

600 S Andrews Ave Ste 600

Fort Lauderdale, Florida 333012802

United States

Phone:

954.4769100

Fax:

954.7288858

Broward

E-Mall:

MardiCohenLaw@aol.com

County:

Circuit:

17

Admitted:

09/04/1987

10-Year

None

Discipline History

The Find A Lawyer directory provides limited basic information about attorneys licensed to practice in Florida and is provided as a public service by The Florida Bar. The information contained herein is provided "as is" with no warranty of any kind, express or implied. The Florida Bar, its Board of Governors, employees, and agents thereof are not responsible for the accuracy of the data. Much of the information is provided by the attorney and it is the attorney's responsibility to review and update the information. Publication of attorneys' contact information within this listing should not be construed as their consent to receive unsolicited communications in any form. Certain unauthorized uses of this data may result in civil or criminal penalties. The Find A Lawyer directory is not a lawyer referral service. [Updated: 06-26-2008]

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The Florida Dig.

0689424 MARDI LEVEY COHEN Member Since 1987

Signaturo Mercy Carley

Candidate Tracking System

2008 General Election

Circuit Judge Circuit 17 Group 3

Mardi Anne Levey

Address 600 South Andrews Avenue Suite 600 Fort Lauderdale, FL 33301

Campaign Treasurer
Allison L. Friedman
3330 NW 53rd Street
Fort Lauderdale, FL 33309-

Phone: (954)476-9100

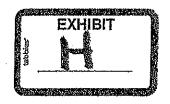
Status: Qualified

Date Filed: 05/01/2008

Date Qualified: 05/02/2008

Method: Paid Qualifying Fee

Campaign Finance Activity



STATE OF PLORIDA

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES DIVISION OF DRIVER LICENSES TRANSCRIPT OF DRIVER RECORD

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* THIS WICLATION CANNOT BE USED TO SURCHARGE AN AUTOMOBILE LIABILITY HISLIBANCE POLICY, F.S. 626.9793

Broward County Supervisor of Elections SIGN-IN SHEET 2/26/, 2008

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Broward County Supervisor of Elections SIGN-IN SHEET AUGUS + 31, , 2008

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IN THE SUPREME COURT OF FLORIDA (Before a Grievance Committee)

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Complainant,

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TFB File No. 2008-90,161(02S)

MARDI LEVEY COHEN,

Respondent.

REPORT OF MINOR MISCONDUCT

- I. <u>Committee Recommendation</u>: Pursuant to Rule 3-7.4(m), the committee recommends that you receive an admonishment. By accepting this admonishment, respondent is required to attend The Florida Bar's advertising workshop within 6 months of acceptance of this report and shall obtain pre-publication review and approval of all future advertisements for 1 year following the recommendation. All future advertisements must be submitted to The Florida Bar Standing Committee on Advertising prior to dissemination and must be approved before dissemination may occur. Administration of the admonishment shall be service of this Report.
- II. Summary of the Minor Misconduct: Ms. Cohen published a website for her firm that showed a picture of her husband, who is a judge in the same county in which she practices, dressed in his judicial robes. This picture was displayed as part of rotating photographs immediately under the heading "Law Offices of Mardi L. Cohen, P.A.," giving the distinct impression that the judge was a part of the firm or that respondent's firm had some particular connection with the judiciary. Respondent indicated that her website was for use by existing clients only, was not used to solicit clients, and that her website would not readily appear in a Google search. However, a Google search easily retrieved links to her website, which was misleading in violation of Rule 4-8.4(c) and improperly implied an ability to influence a government official, a member of the judiciary in violation of Rule 4-8.4(e).
- III. Recitation of Facts and/or Comment on Mitigating. Aggravating or Evidentiary Matters: Respondent has no prior discipline, but the committee had concerns regarding respondent's answers to the Bar's questions which appeared at odds with information available to the public on her website.

EXHIBIT ____

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- Admonishment: Mardi Levey Cohen, your conduct has violated the Rules Regulating The Plorida Bar. Pride in your profession demands that you not violate the Rules of Professional Conduct again. If you do, your present misconduct will be considered in future disciplinary proceedings.
- Costs: The cost of these proceedings is assessed against Respondent as follows: ٧.

Administrative Costs

\$ 1,250.00

TOTAL

1,250.00

Costs shall be due The Florida Bar within 30 days from acceptance of this report. If you do not pay the costs within 30 days after the report becomes final, you will be declared a delinquent member pursuant to Rule 1-3.6 and will become ineligible to practice law in Florida.

- Fees: The respondent shall pay the fee of \$750,00 for the Advertising Workshop. VI.
- Committee Vote: A duly authorized committee, in accordance with Rule 3-7.3(g), voted in VII. favor of the recommendation stated in item I above. This vote does not include the vote of the lawyer investigating member, who by rule is not allowed to vote. In accordance with Rule 3-7.4(g), the committee reports the number of committee members voting for, or against, this report as follows:

In favor of the report 5 Against the report 1 abstaining

Dated this 22 day of ___

James E. Keim, Chair

Statewide Advertising Grievance Committee

I HEREBY CERTIFY that the original of the Report of Minor Misconduct regarding TFB File No. 2008-90,161(02S) was sent to Bar Counsel by regular U.S. Mail, this 222 day of

James E. Keim, Chair